

REMARKS

Claims 1-27 are pending in the application, and claims 1-17 and 26-27 stand rejected.

Rejection under 35 U.S.C §102

Claims 1-17 and 26-27 continue to stand rejected under 35 U.S.C. 102(e) as being anticipated by U.S. Patent No. 6,363,477 to Fletcher et al. In his reply to the previous Action, Applicant traversed this rejection noting that Fletcher does not disclose all claimed limitations, including, *e.g.*, decrypting encrypted data stored in the user space, nor writing encrypted data from the user space to the kernel space. In the current Action, the Examiner replies that these features (*i.e.* the user space and the kernel space) are not recited in the rejected claims, noting that although claims are interpreted in light of the specification, limitations from the specification are not read into the claims.

Applicant believes that the present rejection is predicated more on semantics than the claimed substance but, in the interest of moving this application to issue, has amended the rejected claims to recite a kernel space and a user space instead of the first and second memory areas. The claims have been further amended to explicitly recite that the kernel space is assigned for use by a kernel code of an operating system of the computing entity, and that the user space is assigned for storing user application programs running on the computing entity. Claim 26 in particular has been amended to specifically recite that the user memory space is logically distinct from said kernel memory space. Support for these amendments can be found, *inter alia*, on page 18, lines 11-22 of the specification. The remainder of the claims have been amended in terminology to comport to the amendments made to the independent claims.

As previously submitted in the last reply, Fletcher does not disclose nor allude to a system or method of operation wherein encryption and decryption is performed upon data, and data is passed between a user space and a kernel space in a memory, as presently claimed. Applicant therefore respectfully submits that all pending claims, as presently amended, are allowable.

Applicant acknowledges with gratitude the Examiner's indication of allowability as to claims 18-25. However, as noted above, Applicant believes that in view of the present amendments, all claims are now allowable.

Applicant further submits that entry of this Amendment after Final Action is proper under 37 C.F.R. 1.116 because this amendment only presents rejected claims in better form for consideration on appeal by simply amending the terminology of the claims to make the differences between the claimed invention and the cited art more clear.

In view of the above, Applicant submits that the application is now in condition for allowance and respectfully urges the Examiner to pass this case to issue.

The Commissioner is authorized to charge any additional fees which may be required or credit overpayment to deposit account no. 08-2025. In particular, if this response is not timely filed, the Commissioner is authorized to treat this response as including a petition to extend the time period pursuant to 37 CFR 1.136(a) requesting an extension of time of the number of months necessary to make this response timely filed and the petition fee due in connection therewith may be charged to deposit account no. 08-2025.

I hereby certify that this correspondence is being deposited with the United States Post Service with sufficient postage as first class mail in an envelope addressed to: Mail Stop Amendment, Commissioner for Patents, P.O. Box 1450, Alexandria, VA 22313-1450 on

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(Date of Transmission)

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(Name of Person Transmitting)

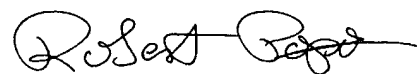


(Signature)

4/26/05

(Date)

Respectfully submitted,



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